

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Dec 07, 2021**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

AUSTIN LEE RUSSELL,

Defendant.

No. 2:15-CR-00127-WFN

ORDER GRANTING  
DEFENDANT'S MOTION TO  
MODIFY RELEASE CONDITIONS

**MOTION GRANTED  
(ECF No. 80)**

Before the Court is Defendant's AUSTIN LEE RUSSELL's (RUSSELL) Motion to Modify Conditions of Release, **ECF No. 80**. RUSSELL recites in his motion that United States Probation does not oppose this request. The United States defers to United States Probation.

Specifically, RUSSELL is requesting the Court to modify the language to Release Condition No. 32 to take advantage of home passes that may be issued in the future by Adult & Teen Challenge (ATC) in recognition of his good conduct while residing at ATC. RUSSELL is asking that the Court modify his release conditions so that he may leave ATC on future "home passes" with the condition that the U.S. Probation Office must approve each pass. This would allow RUSSELL to make use of any home passes he earns – should U.S. Probation agree it is appropriate for him to do so – without involving the Court.

1 The Court finding good cause, **IT IS ORDERED** RUSSELL's Motion,  
2 **ECF No. 80**, is **GRANTED**.

3 Release Condition No. 32 shall be modified as follows:

4 **(32) Other:** Defendant shall reside at ATC. Defendant may leave ATC  
5 temporarily and reside at a residence approved by the U.S. Probation  
6 Office if granted permission by both ATC and the Defendant's  
7 supervising U.S. Probation Officer. Upon completion of the ATC  
8 program, Defendant shall return to the custody of the U.S. Marshal  
absent further order of the Court.

9 All other terms and conditions of pretrial release not inconsistent herewith  
10 shall remain in full force and effect.

11 **IT IS SO ORDERED.**

12 DATED December 7, 2021.



  
JAMES A. GOEKE  
UNITED STATES MAGISTRATE JUDGE